
MINUTES OF THE PROCEEDINGS
REGULAR MEETING
OF THE
RETIREMENT BOARD OF THE POLICEMEN'S
ANNUITY & BENEFIT FUND
HELD
TUESDAY – NOVEMBER 25, 2014

The regular meeting of the Retirement Board of the Policemen's Annuity and Benefit Fund was held November 25, 2014, at 9:00 A.M. at the office of the Fund, 221 N. LaSalle Street, Room 1626, Chicago, Illinois for the consideration of applications and bills, and for other such matters that came before the Board. The contents of this meeting were transcribed by Esquire Communications, Ltd. Court Reporters and are made a part of the record.

PRESENT: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

ABSENT: 0.

PRESIDING: President Hauser

President Hauser called the meeting to order.

The first order of business was review and approval of the minutes from the investment committee meeting held November 17, 2014.

It was moved by Trustee Scott, seconded by Trustee Hamburger that the Board approve the minutes from the investment meeting held November 17, 2014, as presented.

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Scott, Wright 7.

Absent: 0.

Present: Neely 1.

Next was the approval of the Minutes of the regular meeting of the Retirement Board held October 30, 2014.

It was moved by Trustee Neely, seconded by Trustee Lappe that the Board approve the minutes from the regular meeting held October 30, 2014, as presented.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

President Hauser turned the meeting over to the recording secretary, Trustee Maloney.

Trustee Maloney recognized Trustee Neely's years of service on the Retirement Board and President Hauser read into the record the Resolution presented to Trustee Neely.

The Board Recording Secretary conducted the agenda as follows:

PAGE NO. REFERENCE

1 - 5 Incurred Expenses for the Month of November 2014.

It was moved by Trustee Lappe, seconded by Trustee Hamburger that the Board approve the Obligations as detailed on pages 1 through 5.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

6 - 7 Refunds of Contributions; Withdrawal of Service and Widow's Annuity Accumulations;

It was moved by Trustee Neely, seconded by Trustee Scott that the Board approve the Refunds as detailed on pages 6 and 7.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

MINUTES CONTINUED

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PAGE NO. REFERENCE

8 - 9 Payment to Heirs of Deceased Annuitants

It was moved by Trustee Hauser, seconded by Trustee Neely that the Board approve the Payment to Heirs of Deceased Annuitants as detailed on pages 8 and 9.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

10 Refund of Annual Increase Contributions [*less than 20 years of service*]

It was moved by Trustee Neely, seconded by Trustee Scott that the Board approve the Automatic Increase Refund as detailed on page 10.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

11 - 12 Annuities [Summary pg. 13]

It was moved by Trustee Hauser, seconded by Trustee Wright that the Board approve the Annuities as detailed on pages 11 and 12.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

14 Annuities - Revised

It was moved by Trustee Hauser, seconded by Trustee Neely that the Board approve the Revised Annuity as detailed on page 14.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

15 Annuities to Widows [Summary pg. 16]

It was moved by Trustee Hauser, seconded by Trustee Avila that the Board approve the Annuities to Widows as detailed on page 15.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

17 Annuities to Children

It was moved by Trustee Hauser, seconded by Trustee Hamburger that the Board approve the Revised Annuities to Children as detailed on page 17.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

MINUTES CONTINUED

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Page 3.

PAGE NO. REFERENCE

18 - 19 Occupational/Duty Disability Benefit Claims

a) Barrezueta, Andres M.

Based on the medical reports, it was moved by Trustee Neely, seconded by Trustee Avila that the Board defer all benefits pending a full evidentiary hearing.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

b) Colon, Stanley

Based on the medical reports, it was moved by Trustee Hauser, seconded by Trustee Wright that the Board move to grant the officer an occupational disease disability benefit.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

c) Hill, Lawrence F.

Based on the medical reports, it was moved by Trustee Hauser, seconded by Trustee Lappe that the Board move to grant the officer, subject to a full evidentiary hearing, ordinary disability benefits without prejudice with the understanding that the Board reserves the right prior to such hearing to revisit and terminate that benefit if deemed warranted.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

d) Roberts, Jr., Alonzo E.

Based on the medical reports, it was moved by Trustee Neely, seconded by Trustee Hamburger that the Board defer all benefits pending a full evidentiary hearing.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

20 - 21 Payments of Death Benefits [Summary pg. 22]

It was moved by Trustee Hauser, seconded by Trustee Neely that the Board approve the Death Benefits as detailed on pages 20 and 21.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

MISCELLANEOUS

23 CHILD DISABILITY CLAIM

McVey, Brian T.

It was moved by Trustee Neely, seconded by Trustee Lappe that the Board award a child disability benefit to Brian McVey for his child as detailed on page 23.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Wright 7.

Against: Scott 1.

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PAGE NO. REFERENCE

24 PETITIONS FOR PENSION CREDIT WHILE ON LEAVE OF ABSENCE

Petit, Pierre R.

Documentation verified, it was moved by Trustee Hauser, seconded by Trustee Neely that the Board approve the leave of absence service petition as detailed on page 24.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

25 PETITIONS FOR PENSION CREDIT FOR PRIOR MILITARY
SERVICE UNDER 5-214.3

Documentation verified, it was moved by Trustee Wright, seconded by Trustee Avila that the Board approve the prior military service petitions as detailed on page 25.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

The general agenda was completed.

It was moved by Trustee Neely, seconded by Trustee Lappe that the Board go into executive session per 2 (c) (7) to discuss the purchase and sale of securities.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

It was moved by Trustee Scott, seconded by Trustee Hamburger that the Board come out of executive session.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

It was moved by Trustee Scott, seconded by Trustee Neely that the Board go into executive session per 2 (c) (11) to discuss potential litigation.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

It was moved by Trustee Wright, seconded by Trustee Avila that the Board come out of executive session.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

*It was moved by Trustee Neely, seconded by Trustee Avila that the Board cease contract negotiations with **Loomis Sayles & Co.** investment manager based on their inability to come to agreement on the legal documentation.*

ROLL CALL

For: Trustees Avila, Hamburger, Lappe, Maloney, Neely, Scott 6.

Against: 0.

Present: Hauser, Wright 2.

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Board President Hauser called for the hearings on the scheduled cases.

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HEARINGS

26 PETITION FOR PENSION CREDIT FOR PRIOR SERVICE

Cooper, Robin

Officer Cooper failed to appear on her petition for pension credit for prior service.

It was moved by Trustee Wright, seconded by Trustee Scott, that the Board remove and continue this petition until she is ready to proceed with her case.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

DISABILITY HEARINGS

DUTY DISABILITY STATUS REVIEWS

27 **Davis, Thomas A., Jr.**

Thomas Davis, with counsel, appeared before the Board on his disability status review. After hearing testimony from Officer Davis and reviewing the medical records submitted, *it was moved by Trustee Lappe, seconded by Trustee Scott, that the Board terminate Officer Davis' duty disability benefits effective January 31, 2015.*

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Scott, Wright 7.

Against: 0.

Absent: Neely 1.

28 **Jenkins, Harold**

Harold Jenkins, with counsel, appeared before the Board on his disability status review. After hearing testimony from Officer Jenkins, Sgt. Kemper, Dr. Orris and reviewing the medical records submitted, *it was moved by Trustee Wright, seconded by Trustee Neely, that the Board terminate Officer Jenkins duty disability benefits effective December 31, 2014.*

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

29 **Kouzoukas, Maria**

Maria Kouzoukas appeared before the Board, with counsel, on her disability status review. After hearing testimony from Officer Kouzoukas, Dr. Lanoff, Director O'Neill and reviewing medical records submitted, *it was moved by Trustee Neely, seconded by Trustee Lappe, that the Board terminate Officer Kouzoukas' duty disability benefit effective December 31, 2014.*

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

30 **Lamb, Joseph**

Joseph Lamb appeared before the Board on his disability status review. After hearing testimony from Officer Lamb, Dr. Orris and reviewing the medical records submitted, *it was moved by Trustee Lappe, seconded by Trustee Scott, that the Board terminate Officer Lamb's duty disability benefits effective December 31, 2014.*

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Scott, Wright 7.

Against: 0.

Absent: Neely 1.

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<u>PAGE NO.</u>	<u>REFERENCE</u>
31	DUTY DISABILITY CLAIMS

Guarnieri, Paul

Paul Guarnieri appeared before the Board, with counsel, on his disability application. After hearing testimony from Officer Guarnieri, Dr. Orris and reviewing medical records submitted, *it was moved by Trustee Scott, seconded by Trustee Maloney, that the Board go into executive session per 2 (c)(11).*

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

It was moved by Trustee Neely, seconded by Trustee Maloney that the Board come out of Executive Session.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

It was moved by Trustee Maloney, seconded by Trustee Lappe that the Board award Officer Guarnieri a duty disability benefit.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

It was then moved by Trustee Maloney, seconded by Trustee Wright that the Board grant the duty award at 75% of salary as defined in the Pension Act.

ROLL CALL

For: Trustees Hauser, Lappe, Maloney, Neely, Wright 5.

Against: Avila, Hamburger, Scott 3.

Gubala, Michelle

Michelle Gubala appeared before the Board, with counsel, on her duty disability application. After hearing testimony from Officer Gubala, Dr. Orris and reviewing medical records submitted, *it was moved by Trustee Hamburger, seconded by Trustee Maloney, that the Board go into executive session per 2 (c)(11).*

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Scott, Wright 7.

Against: 0.

Absent: Neely 1.

It was moved by Trustee Scott, seconded by Trustee Wright, that the Board come out of executive session.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Scott, Wright 7.

Against: 0.

Absent: Neely 1.

It was moved by Trustee Scott, seconded by Trustee Wright, that the Board go into executive session per 2 (c)(7).

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Scott, Wright 7.

Against: 0.

Absent: Neely 1.

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It was moved by Trustee Hamburger, seconded by Trustee Wright, that the Board come out of executive session.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Scott, Wright 7.

Against: 0.

Absent: Neely 1.

*It was moved by Trustee Wright, seconded by Trustee Maloney that the Board award **Officer Gubala** a duty disability benefit.*

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Scott, Wright 7.

Against: 0.

Absent: Neely 1.

It was then moved by Trustee Wright, seconded by Trustee Scott, that the Board grant the duty award at 75% of salary as defined in the Pension Act.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Scott, Wright 7.

Against: 0.

Absent: Neely 1.

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REFERENCE

DUTY DISABILITY CLAIMS

Mheenbeek, Adria

Sergeant Mheenbeek failed to show for her scheduled hearing for a third time.

It was moved by Trustee Wright, seconded by Trustee Maloney, that the Board take this case off the call until such time that Sergeant Mheenbeek calls and says she is ready for a hearing.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

31

Whelan, Sean

Sean Whalen appeared before the Board, with counsel, on his duty disability application. After hearing testimony from Officer Whalen, Dr. Orris and reviewing medical records submitted, *it was moved by Trustee Lappe, seconded by Trustee Maloney that the Board award Officer Whelan a duty disability benefit.*

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

It was then moved by Trustee Lappe, seconded by Trustee Maloney that the Board grant the duty award at 75% of salary as defined in the Pension Act.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Neely, Scott, Wright 8.

Against: 0.

It was moved by Trustee Scott, seconded by Trustee Wright, that the Board go into executive session per to discuss personnel matters.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Scott, Wright 7.

Against: 0.

Absent: Neely 1.

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It was moved by Trustee Hamburger, seconded by Trustee Wright, that the Board come out of executive session.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Scott, Wright 7.

Against: 0.

Absent: Neely 1.

President Hauser read into the record

‘Our comprehensive annual financial report for the fiscal year ending December 31, 2013, qualifies for a certificate of achievement for excellence in financial reporting. The certificate of achievement for excellence for financial reporting has been awarded to the Policemen’s Annuity & Benefit Fund of Chicago by the Government Finance Officers Association of the United States and Canada for its comprehensive annual fiscal report (CAFR)’.

‘The certificate of achievement is the highest form of recognition in the area of government accounting and financial reporting, and its attainment represents a significant accomplishment by a government and its management.’

‘An award of financial reporting achievement has been awarded to the individual’s department or agency designated by the government as primarily responsible for preparing the CAFR’

‘This has been presented to Regina Tuczak, our Executive Director.’

The Executive Director reviewed with the Board the following matters:

- The Richard J. Jones Annuitants’ Assistance Fund.

The gift check for 2014 is scheduled to be sent to qualifying annuitants on Friday, December 5, 2014.

President Hauser presented to the Board of the Policemen’s Annuity Fund a check in the amount of \$500 which is from the proceeds of the June 25, 2014, Family FOP Auxiliary & Detective Association golf outing.

- Disability matters

Based on annual exams of disability recipients, the Board’s physician has recommended additional testing to be completed as follows:

<u>Member</u>	<u>Recommended Test</u>
Samaria Day	FCE and full orthopedic IME
Ryan O’Donnell	FCE
Miguel Rios	FCE
Perry Whiteside	FCE
Greta Wilson	IME

It was moved by Trustee Scott, seconded by Trustee Maloney that the Board approve the recommendations of the Board’s physician to have the FCEs and/or IMEs as detailed above.

ROLL CALL

For: Trustees Avila, Hamburger, Hauser, Lappe, Maloney, Scott, Wright 7.

Against: 0.

Absent: Neely 1.

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- Request for Trustee to Attend the 27th Annual Police, EMS & Municipal Employees Pension and Benefit Seminar in January 2015.

It was moved by Trustee Scott, seconded by Trustee Hamburger that the Board approve attendance at this conference for any trustee interested in attending.

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Scott 6.

Absent: Neely, Wright 2.

Against: 0.

All business concluded for this date, November 25, 2014, *it was moved by Trustee Hamburger, seconded by Trustee Scott that this meeting be adjourned.*

ROLL CALL

For: Avila, Hamburger, Hauser, Lappe, Maloney, Scott 6.

Absent: Neely, Wright 2.

Against: 0.